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| CLERK, U.S. BANKRUPTCY COURT | |
| DISTRICT OF OREGON | |
| MAY 17 2013 | |
| LODGED _____ REC'D _____ | |
| PAID _____ DOCKETED _____ | |

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF OREGON

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| 10 IN RE |) | Bankruptcy Case No. 12-60538-fra11 | |
| 11 KARTAR SINGH KHALSA, | | | |
| 12 | Debtor. | Adversary Proceeding No. 13-6040-fra | |
| 13 KARTAR SINGH KHALSA; 14 EWTC MANAGEMENT, LLC, | | | |
| 15 | Plaintiffs, | | ORDER STRIKING PLEADINGS; ORDER ON MOTION TO LIMIT ISSUES |
| 16 LANE POWELL, PC, | | | |
| 17 | Defendant. | | |

At the conclusion of a pretrial conference held in this matter on May 16, 2013, the Court announced its findings and conclusions respecting the nature of the above-captioned matter. Specifically, the Court finds that the matter is limited to the claim for payment of legal fees by Lane Powell, PC [Claims No. 18 and 24] and the Reorganized Debtor's objection thereto, and that the matter is a contested case governed by Fed.R.Civ.P. 9014. Accordingly, it is now

ORDERED as follows:

1. Material not related to the claim, and the objection thereto, is stricken. This includes the following:
 - A. The Complaint on Objection [Doc. #1]:

- 1 1. The second sentence of Par. 2.4
- 2 2. Part III (Preclusion and Exclusion)
- 3 3. Part IV (Exclusion)
- 4 4. Part V (Jury Demand)

5 B. The Answer and Affirmative Defenses and Counterclaim [#13]

- 6 1. Counterclaim for Declaratory Judgment on Malpractice Claim

7 2. The Reorganized Debtor is granted leave to replead within 21 days of the date of this order. The
8 amended pleading should be entitled "Statement of Objections to Claims 18 and 24 of Lane Powell, PC."

9 3. Lane Powell, PC, shall file its response to the Statement of Objections, denominated as such,
10 within 21 days of the filing of the Statement of Objections.

11 4. All documents filed hereafter shall bear the same heading and case number as previous filings.

12 Continued denomination of the matter on the Court's docket as an adversary proceeding shall be for
13 administrative convenience only.

14 5. Any action to enforce any malpractice claim by the Reorganized Debtor against Lane Powell may
15 be brought as a separate adversary proceeding in this Court, or brought by complaint in any other court of
16 competent jurisdiction. Provided, however, that this provision is not intended to limit the Reorganized
17 Debtor's right to assert such claims as a setoff against Lane Powell's claim for compensation set out in
18 Claims 18 and 24.

19 6. If an action on the malpractice claim is commenced in any court other than this Court, counsel for
20 the Reorganized Debtor shall notify this Court of the pendency of the proceeding, and provide a copy of the
21 complaint.



24 FRANK R. ALLEY, III
25 Chief Bankruptcy Judge
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